

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, FEBRUARY 27, 2018

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JOURNAL OF THE SENATE

FIFTY-FIRST CALENDAR DAY
THIRTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 27, 2018

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was offered by the Most Reverend R. Walker Nickless, bishop of the Diocese of Sioux City, Iowa. He was the guest of Senators D. Johnson and Bertrand.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Talise Tesar.

The Journal of Monday, February 26, 2018, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 26, 2018, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2163](#), a bill for an act relating to amber, blue, and white lighting devices and reflectors on motor vehicles and equipment owned by the department of transportation and used for snow and ice treatment or removal.

ALSO: That the House has on February 26, 2018, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2125](#), a bill for an act relating to probate by the distribution of decedent's property by affidavit, requiring certain affirmations in the affidavit, and including an applicability provision.

Read first time and attached to **companion** [Senate File 2285](#).

[House File 2254](#), a bill for an act relating to 911 emergency telephone and internet communication systems, making appropriations, and including effective date provisions.

Read first time and attached to **companion** [Senate File 2307](#).

[House File 2305](#), a bill for an act relating to insurance coverage for health care services delivered by telehealth, and including applicability provisions.

Read first time and referred to committee on **Commerce**.

[House File 2377](#), a bill for an act relating to the regulation of certain substances, including the regulation of the practice of pharmacy, providing penalties, and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

[House File 2381](#), a bill for an act relating to the disposition of a child found to have committed a delinquent act.

Read first time and referred to committee on **Judiciary**.

[House File 2407](#), a bill for an act relating to the application of pesticides into lakes, and providing penalties.

Read first time and referred to committee on **Agriculture**.

[House File 2408](#), a bill for an act regulating the sale of eggs by grocery stores participating in a federal program.

Read first time and attached to **similar** [Senate File 2242](#).

[House File 2417](#), a bill for an act relating to allowable forms for payment for amusement concessions at a fair.

Read first time and attached to **companion** [Senate File 2332](#).

[House File 2422](#), a bill for an act providing for the management of weeds, including noxious weeds, and making penalties applicable.

Read first time and referred to committee on **Agriculture**.

[House File 2440](#), a bill for an act relating to certain water quality programs and other provisions properly related to water quality, making appropriations, and including effective date provisions.

Read first time and referred to committee on **Natural Resources**.

The Senate stood at ease at 9:09 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:05 a.m., President Whitver presiding.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 2272, 2378, 2298, 2323, and 2305.

[Senate File 2272](#)

On motion of Senator Sinclair, [Senate File 2272](#), a bill for an act relating to community college accreditation, was taken up for consideration.

Senator Sinclair asked and received unanimous consent that action on [Senate File 2272](#) be **deferred**.

[Senate File 2378](#)

On motion of Senator Schneider, [Senate File 2378](#), a bill for an act relating to the boards of directors of public corporations, and including effective date provisions, was taken up for consideration.

Senator Schneider moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2378](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shipley
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

[Senate File 2298](#)

On motion of Senator Greene, [Senate File 2298](#), a bill for an act relating to pharmacy regulation, including the composition of the board of pharmacy and the wholesale distribution of prescription drugs and devices, and including penalties, was taken up for consideration.

Senator Greene moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2298](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz

Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

[Senate File 2323](#)

On motion of Senator Smith, [Senate File 2323](#), a bill for an act relating to prohibitions and disclosure requirements concerning outside employment or activities requiring registration as a foreign agent and making penalties applicable, was taken up for consideration.

Senator Smith moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2323](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 2305

On motion of Senator Chapman, Senate File 2305, a bill for an act relating to workers' compensation and insurance fraud and other prohibited health service provider practices, providing appropriations and penalties, and including effective date and applicability provisions, was taken up for consideration.

Senator Chapman offered amendment S-5047, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bolkcom raised the point of order that Senate File 2305 should be referred to the committee on Appropriations under Senate Rule 38.

Senator Boulton asked and received unanimous consent that action on amendment S-5047 and Senate File 2305 be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Files 2298, 2323, and 2378** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 2332, 2333, 2347, 2230, and 2373.

Senate File 2332

On motion of Senator Brown, [Senate File 2332](#), a bill for an act relating to allowable forms for payment for amusement concessions at a fair, was taken up for consideration.

Senator Brown asked and received unanimous consent that [House File 2417](#) be **substituted** for [Senate File 2332](#).

House File 2417

On motion of Senator Brown, [House File 2417](#), a bill for an act relating to allowable forms for payment for amusement concessions at a fair, was taken up for consideration.

Senator Brown moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2417](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

[Senate File 2333](#)

On motion of Senator Dawson, [Senate File 2333](#), a bill for an act relating to amusement concessions concerning allowable prizes and including effective date provisions, was taken up for consideration.

Senator Dawson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2333](#)), the vote was:

Yeas, 45:

Allen	Danielson	Jochum	Schneider
Behn	Dawson	Johnson, C.	Schultz
Bertrand	Dix	Kapucian	Segebart
Bisignano	Dotzler	Kinney	Shipley
Boulton	Dvorsky	Kraayenbrink	Sinclair
Bowman	Edler	Lofgren	Smith
Breitbach	Feenstra	Lykam	Whitver
Brown	Garrett	Mathis	Zaun
Carlin	Greene	McCoy	Zumbach
Chapman	Guth	Petersen	
Chelgren	Hart	Ragan	
Costello	Horn	Rozenboom	

Nays, 5:

Bolkcom	Johnson, D.	Taylor
Hogg	Quirnbach	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Brown asked and received unanimous consent that [Senate File 2332](#) be **withdrawn** from further consideration of the Senate.

Senate File 2347

On motion of Senator Smith, **Senate File 2347**, a bill for an act providing for the personal importation of alcoholic liquor, wine, and beer, concerning criminal penalties for bootlegging, and including effective date and applicability provisions, was taken up for consideration.

Senator Smith moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (**S.F. 2347**), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Carlin	Hart	Petersen	Zumbach
Chapman	Hogg	Quirnbach	
Chelgren	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, 1:

Costello

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 2230

On motion of Senator Dawson, **Senate File 2230**, a bill for an act relating to kidnapping in the second degree, and providing penalties, was taken up for consideration.

Senator Dawson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2230](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

[Senate File 2373](#)

On motion of Senator Garrett, [Senate File 2373](#), a bill for an act relating to the criminal offense of child endangerment by prohibiting a sex offender convicted of a sex offense against a minor access to a child or certain minors and by prohibiting a parent or guardian from allowing such access, and providing penalties, was taken up for consideration.

Senator Garrett asked and received unanimous consent that action on [Senate File 2373](#) be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Files 2230, 2333, and 2347** and [House File 2417](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration [Senate File 2356](#).

[Senate File 2356](#)

On motion of Senator Edler, [Senate File 2356](#), a bill for an act relating to sexually violent predators, the accumulation of earned time by offenders, and providing penalties, was taken up for consideration.

Senator Edler moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2356](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS
(Deferred February 21, 2018)

[Senate File 2148](#)

The Senate resumed consideration of [Senate File 2148](#), a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring the removal of existing systems, and including effective date provisions, deferred February 21, 2018.

Senator Bisignano offered amendment [S-5030](#), filed by him on February 21, 2018, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5030](#) be adopted?" ([S.F. 2148](#)), the vote was:

Yeas, 22:

Allen	Dawson	Jochum	Petersen
Bisignano	Dvorsky	Johnson, D.	Quirmbach
Bolkcom	Greene	Kinney	Ragan
Boulton	Hart	Lykam	Zumbach
Bowman	Hogg	Mathis	
Danielson	Horn	McCoy	

Nays, 28:

Behn	Costello	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shipley
Breitbach	Dotzler	Kraayenbrink	Sinclair
Brown	Edler	Lofgren	Smith
Carlin	Feenstra	Rozenboom	Taylor
Chapman	Garrett	Schneider	Whitver
Chelgren	Guth	Schultz	Zaun

Absent, none.

Amendment [S-5030](#) lost.

Senator Bisignano offered amendment [S-5044](#), filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5044](#) be adopted?” ([S.F. 2148](#)), the vote was:

Yeas, 22:

Allen	Dawson	Jochum	Petersen
Bisignano	Dvorsky	Johnson, D.	Quirnbach
Bolkcom	Greene	Kinney	Ragan
Boulton	Hart	Lykam	Zumbach
Bowman	Hogg	Mathis	
Danielson	Horn	McCoy	

Nays, 28:

Behn	Costello	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shipley
Breitbach	Dotzler	Kraayenbrink	Sinclair
Brown	Edler	Lofgren	Smith
Carlin	Feenstra	Rozenboom	Taylor
Chapman	Garrett	Schneider	Whitver
Chelgren	Guth	Schultz	Zaun

Absent, none.

Amendment [S-5044](#) lost.

Senator Bisignano offered amendment [S-5045](#), filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

A nonrecord roll call was requested.

Amendment [S-5045](#) lost.

Senator Zaun withdrew amendment [S-5028](#), filed by him on February 21, 2018, to page 1 and amending the title page of the bill.

Senator Sinclair took the chair at 12:56 p.m.

President Whitver took the chair at 12:58 p.m.

Senator Zaun moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2148](#)), the vote was:

Yeas, 32:

Allen	Chelgren	Guth	Schultz
Behn	Costello	Horn	Segebart
Bertrand	Dix	Johnson, C.	Sinclair
Bolkcom	Dotzler	Kapucian	Smith
Breitbach	Edler	Lofgren	Taylor
Brown	Feenstra	Quirnbach	Whitver
Carlin	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach

Nays, 18:

Bisignano	Dvorsky	Kinney	Petersen
Boulton	Hart	Kraayenbrink	Ragan
Bowman	Hogg	Lykam	Shipley
Danielson	Jochum	Mathis	
Dawson	Johnson, D.	McCoy	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS
(Deferred February 26, 2018)

[Senate File 2341](#)

The Senate resumed consideration of [Senate File 2341](#), a bill for an act relating to administration of a civics examination students must pass as a condition of high school graduation and for issuance of a high school equivalency diploma and including applicability provisions, deferred February 26, 2018.

Senator Hogg deferred amendment [S-5049](#), filed by him from the floor to page 1 of the bill.

Senator D. Johnson offered amendment [S-5048](#), filed by him from the floor to page 1 of the bill

Senator Behn raised the point of order that amendment [S-5048](#) was not germane to the bill.

The Chair ruled the point not well-taken and amendment [S-5048](#) in order.

Senator D. Johnson moved the adoption of amendment [S-5048](#).

A record roll call was requested.

On the question "Shall amendment [S-5048](#) be adopted?" ([S.F. 2341](#)), the vote was:

Yeas, 22:

Allen	Dotzler	Johnson, D.	Petersen
Bisignano	Dvorsky	Kapucian	Quirmbach
Bolkcom	Hart	Kinney	Ragan
Boulton	Hogg	Lykam	Taylor
Bowman	Horn	Mathis	
Danielson	Jochum	McCoy	

Nays, 28:

Behn	Costello	Guth	Segebart
Bertrand	Dawson	Johnson, C.	Shiple
Breitbach	Dix	Kraayenbrink	Sinclair
Brown	Edler	Lofgren	Smith
Carlin	Feenstra	Rozenboom	Whitver
Chapman	Garrett	Schneider	Zaun
Chelgren	Greene	Schultz	Zumbach

Absent, none.

Amendment [S-5048](#) lost.

Senator Bowman offered amendment [S-5046](#), filed by Senators Bowman and Boulton from the floor to page 2 and amending the title page of the bill.

Senator Bowman asked and received unanimous consent that action on amendment [S-5046](#) and [Senate File 2341](#) be **deferred**.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration [Senate File 2375](#).

[Senate File 2375](#)

On motion of Senator Dawson, [Senate File 2375](#), a bill for an act modifying the periods of time to bring criminal actions for sexual abuse offenses against a minor, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Kinney offered amendment [S-5043](#), filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment [S-5043](#) was adopted by a voice vote.

Senator Dawson moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 2375](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Files 2148, 2356, and 2375** be **immediately messaged** to the House.

SPECIAL GUEST

President Whitver introduced the Honorable Harold Van Maanen, former Speaker of the House from Mahaska County, Oskaloosa, Iowa.

The Senate rose and expressed its welcome.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 27, 2018, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 2233](#), a bill for an act relating to mechanics' liens, public construction liens, and the early release of retained funds.

Read first time and attached to **similar** [Senate File 2236](#).

[House File 2343](#), a bill for an act prohibiting state agencies from implementing or enforcing any standard, requirement, or threshold without clear authorization.

Read first time and attached to **similar** [Senate File 2342](#).

[House File 2355](#), a bill for an act establishing a veterans recovery pilot program and fund for the reimbursement of expenses related to providing hyperbaric oxygen treatment to eligible veterans.

Read first time and referred to committee on **Veterans Affairs**.

[House File 2402](#), a bill for an act relating to an agent's termination or suspension of authority for a power of attorney.

Read first time and referred to committee on **Judiciary**.

[House File 2456](#), a bill for an act relating to behavioral health, including provisions relating to involuntary commitments and hospitalizations, the disclosure of mental health information to law enforcement professionals, and mental health and disability services.

Read first time and referred to committee on **Human Resources**.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration [Senate Joint Resolution 2007](#).

[Senate Joint Resolution 2007](#)

On motion of Senator Dawson, [Senate Joint Resolution 2007](#), a joint resolution opposing a law of this state relating to the revocation, suspension, issuance, or reinstatement of driver's licenses to convicted drug offenders, and including effective date provisions, was taken up for consideration.

Senator Dawson moved that the resolution be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the resolution was read the last time.

[Senate Joint Resolution 2007](#), a joint resolution opposing a law of this state relating to the revocation, suspension, issuance, or reinstatement of driver's licenses to convicted drug offenders, and including effective date provisions. WHEREAS, 23 U.S.C. §159 and 23 C.F.R. pt. 192 require each state to annually certify the state's compliance with 23 U.S.C. §159 to the secretary of the United States department of transportation and authorize the secretary to annually withhold federal highway funds if a state does not meet the requirements set forth in 23 U.S.C. §159(a)(3); and WHEREAS, 23 U.S.C. §159(a)(3)(B) provides that a state may demonstrate compliance if the governor of the state submits to the secretary a

written certification stating that the governor is opposed to the enactment or enforcement in the state of a law that meets the requirements of a law described in 23 U.S.C. §159(a)(3)(A), relating to the revocation, suspension, issuance, or reinstatement of driver's licenses to convicted drug offenders, and further submits to the secretary a written certification that the state's legislature has adopted a resolution expressing its opposition to such a law; and WHEREAS, the general assembly finds that enforcement of a law in this state that meets the requirements of a law described in 23 U.S.C. §159(a)(3)(A) is unrelated to, and does not promote, highway safety; is an unnecessary obstacle to the mobility, employability, and rehabilitation of convicted drug offenders; is an unnecessary use of state resources; and should be opposed.

On the question "Shall the resolution be adopted?" ([S.J.R. 2007](#)), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shipley
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Carlin	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration [Senate File 2382](#).

[Senate File 2382](#)

On motion of Senator Dawson, [Senate File 2382](#), a bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Dawson offered amendment [S-5051](#), filed by him from the floor to pages 1–3, 5, 17–19, and 22 of the bill.

Senator Kinney asked and received unanimous consent that action on amendment [S-5051](#) and [Senate File 2382](#) be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that [Senate Joint Resolution 2007](#) be **immediately messaged** to the House.

BUSINESS PENDING

[Senate File 2272](#)

The Senate resumed consideration of [Senate File 2272](#), a bill for an act relating to community college accreditation, previously deferred.

Senator Sinclair offered amendment [S-5040](#), filed by her on February 26, 2018, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5040](#) be adopted?” ([S.F. 2272](#)), the vote was:

Yeas, 33:

Behn	Dawson	Johnson, D.	Shipley
Bertrand	Dix	Kapucian	Sinclair
Bisignano	Dvorsky	Kinney	Smith
Breitbach	Edler	Kraayenbrink	Whitver
Brown	Feenstra	Lofgren	Zaun
Carlin	Garrett	Rozenboom	Zumbach
Chapman	Greene	Schneider	
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Nays, 17:

Allen	Dotzler	Lykam	Ragan
Bolkcom	Hart	Mathis	Taylor
Boulton	Hogg	McCoy	
Bowman	Horn	Petersen	
Danielson	Jochum	Quirnbach	

Absent, none.

Amendment [S-5040](#) was adopted.

Senator Sinclair moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 2272](#)), the vote was:

Yeas, 30:

Behn	Dawson	Johnson, D.	Shipley
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Carlin	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Nays, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Kinney	Quirnbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that [Senate File 2272](#) be **immediately messaged** to the House.

The Senate stood at ease at 2:28 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:44 p.m., President Whitver presiding.

BUSINESS PENDING

[Senate File 2341](#)

The Senate resumed consideration of [Senate File 2341](#), a bill for an act relating to administration of a civics examination students must pass as a condition of high school graduation and for issuance of a high school equivalency diploma and including applicability provisions, previously deferred.

Senator Behn offered amendment [S-5061](#), filed by him from the floor to page 1 of the bill.

Senator Bowman asked and received unanimous consent that action on amendment [S-5061](#) and [Senate File 2341](#) be **deferred**.

BUSINESS PENDING

[Senate File 2305](#)

The Senate resumed consideration of [Senate File 2305](#), a bill for an act relating to workers' compensation and insurance fraud and other prohibited health service provider practices, providing appropriations and penalties, and including effective date and applicability provisions, and amendment [S-5047](#), previously deferred.

Senator Boulton offered amendment [S-5052](#), filed by him from the floor to page 1 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5052](#) to [S-5047](#) be adopted?" ([S.F. 2305](#)), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Behn	Dawson	Kapucian	Sinclair
Bertrand	Dix	Kraayenbrink	Smith
Breitbach	Edler	Lofgren	Whitver
Brown	Feenstra	Rozenboom	Zaun
Carlin	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment [S-5052](#) to amendment [S-5047](#) lost.

Senator Boulton offered amendment [S-5053](#), filed by him from the floor to page 1 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5053](#) to [S-5047](#) be adopted?” ([S.F. 2305](#)), the vote was:

Yeas, 23:

Allen	Danielson	Jochum	McCoy
Bisignano	Dotzler	Johnson, D.	Petersen
Bolkcom	Dvorsky	Kapucian	Quirmbach
Boulton	Hart	Kinney	Ragan
Bowman	Hogg	Lykam	Taylor
Carlin	Horn	Mathis	

Nays, 27:

Behn	Dawson	Johnson, C.	Shipley
Bertrand	Dix	Kraayenbrink	Sinclair
Breitbach	Edler	Lofgren	Smith
Brown	Feenstra	Rozenboom	Whitver
Chapman	Garrett	Schneider	Zaun
Chelgren	Greene	Schultz	Zumbach
Costello	Guth	Segebart	

Absent, none.

Amendment [S-5053](#) to amendment [S-5047](#) lost.

Senator Boulton offered amendment [S-5054](#), filed by Senators Boulton and Dotzler from the floor to pages 2, 7, and 8 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5054](#) to [S-5047](#) be adopted?” ([S.F. 2305](#)), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirmbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Carlin	Horn	McCoy	

Nays, 28:

Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shipley
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith

Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment [S-5054](#) to amendment [S-5047](#) lost.

Senator Boulton asked and received unanimous consent to withdraw amendment [S-5055](#), filed by Senators Boulton and Dotzler from the floor to page 3 of amendment [S-5047](#).

Senator Boulton offered amendment [S-5062](#), filed by Senators Boulton and Dotzler from the floor to page 3 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5062](#) to [S-5047](#) be adopted?” ([S.F. 2305](#)), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Behn	Dawson	Kapucian	Sinclair
Bertrand	Dix	Kraayenbrink	Smith
Breitbach	Edler	Lofgren	Whitver
Brown	Feenstra	Rozenboom	Zaun
Carlin	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment [S-5062](#) to amendment [S-5047](#) lost.

Senator Boulton offered amendment [S-5056](#), filed by him from the floor to page 3 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5056](#) to [S-5047](#) be adopted?" ([S.F. 2305](#)), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Carlin	Horn	McCoy	

Nays, 28:

Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment [S-5056](#) to amendment [S-5047](#) lost.

Senator Boulton offered amendment [S-5063](#), filed by him from the floor to pages 5 and 6 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-5063](#) to [S-5047](#) be adopted?" ([S.F. 2305](#)), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Carlin	Horn	McCoy	

Nays, 28:

Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair

Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment [S-5063](#) to amendment [S-5047](#) lost.

Senator Boulton offered amendment [S-5057](#), filed by him from the floor to page 6 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5057](#) to [S-5047](#) be adopted?” ([S.F. 2305](#)), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirmbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Carlin	Horn	McCoy	

Nays, 28:

Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment [S-5057](#) to amendment [S-5047](#) lost.

Senator Boulton offered amendment [S-5058](#), filed by Senators Boulton and Dotzler from the floor to page 7 of amendment [S-5047](#), and moved its adoption.

Senator Chapman raised the point of order that amendment [S-5058](#) to [S-5047](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-5058](#) out of order.

Senator Boulton offered amendment [S-5059](#), filed by Senators Boulton and Dotzler from the floor to page 7 of amendment [S-5047](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-5059](#) to [S-5047](#) be adopted?” ([S.F. 2305](#)), the vote was:

Yeas, 23:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	Zaun
Carlin	Horn	McCoy	

Nays, 27:

Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zumbach
Costello	Guth	Schultz	

Absent, none.

Amendment [S-5059](#) to amendment [S-5047](#) lost.

Senator Zaun took the chair at 6:01 p.m.

President Whitver took the chair at 6:04 p.m.

Senator Chapman moved the adoption of amendment [S-5047](#).

Amendment [S-5047](#) was adopted by a voice vote.

With the adoption of amendment [S-5047](#), the Chair ruled amendment [S-5025](#), filed by Senator Chapman on February 25, 2018, to pages 6 and 12 and amending the title page of the bill, out of order.

With the adoption of amendment [S-5047](#), any references to an “appropriation” were removed from the bill and the title of the bill. As such, it was not a bill that required referral to the Appropriations Committee. If amendment [S-5047](#) had not passed, [S.F. 2305](#) would have been referred to the Appropriations Committee prior to final passage.

Senator Chapman moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 2305](#)), the vote was:

Yeas, 28:

Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Nays, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirmbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Carlin	Horn	McCoy	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that [Senate File 2305](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 6:23 p.m. until 9:00 a.m., Wednesday, February 28, 2018.

APPENDIX

STUDY BILLS RECEIVED

SSB 3198 Ways and Means

Concerning the apportionment of certain business income of an airline or a qualified air freight forwarder for purposes of Iowa corporate income tax, and including effective date and retroactive applicability provisions.

SSB 3199 Ways and Means

Prohibiting the office of secretary of state from imposing a fee for filing biennial reports by business entities.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2384

WAYS AND MEANS: Feenstra, Chair; Hogg and Smith

Senate File 2385

WAYS AND MEANS: Feenstra, Chair; Dawson and Dotzler

House File 2356

HUMAN RESOURCES: Garrett, Chair; Chapman and Ragan

House File 2377

HUMAN RESOURCES: Greene, Chair; Chapman and Jochum

SSB 3198

WAYS AND MEANS: Feenstra, Chair; Quirnbach and Schultz

SSB 3199

WAYS AND MEANS: Feenstra, Chair; McCoy and Schultz

AMENDMENTS FILED

S-5042	S.F. 2341	Herman C. Quirnbach
S-5043	S.F. 2375	Kevin Kinney
S-5044	S.F. 2148	Tony Bisignano
S-5045	S.F. 2148	Tony Bisignano
S-5046	S.F. 2341	Tod R. Bowman Nate Boulton
S-5047	S.F. 2305	Jake Chapman
S-5048	S.F. 2341	David Johnson
S-5049	S.F. 2341	Robert M. Hogg
S-5050	S.F. 2341	Robert M. Hogg
S-5051	S.F. 2382	Dan Dawson
S-5052	S.F. 2305	Nate Boulton
S-5053	S.F. 2305	Nate Boulton
S-5054	S.F. 2305	Nate Boulton William A. Dotzler, Jr.
S-5055	S.F. 2305	Nate Boulton William A. Dotzler, Jr.
S-5056	S.F. 2305	Nate Boulton
S-5057	S.F. 2305	Nate Boulton
S-5058	S.F. 2305	Nate Boulton William A. Dotzler, Jr.
S-5059	S.F. 2305	Nate Boulton William A. Dotzler, Jr.
S-5060	S.F. 2382	Kevin Kinney
S-5061	S.F. 2341	Jerry Behn
S-5062	S.F. 2305	Nate Boulton William A. Dotzler, Jr.
S-5063	S.F. 2305	Nate Boulton
S-5064	S.F. 2373	Julian B. Garrett
S-5065	S.F. 2382	Robert M. Hogg